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6 **AN ORDINANCE TO AMEND THE FISCAL YEAR 2019 FINAL BUDGET**  
7 **FOR EACH FUND OF THE CITY OF SOUTH FULTON, GEORGIA,**  
8 **APPROPRIATING THE AMOUNTS SHOWING IN EACH FUND AS**  
9 **EXPENDITURES/EXPENSES, ADOPTING THE SEVERAL ITEMS OF**  
10 **REVENUE ANTICIPATIONS, PROHIBITING EXPENDITURES OR**  
11 **EXPENSES FROM EXCEEDING THE ACTUAL FUNDING AVAILABLE**  
12 **AND FOR OTHER LAWFUL PURPOSES**  
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14 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly  
15 organized and existing under the laws of the State of Georgia;  
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17 **WHEREAS**, the duly elected governing authority of the City, is the Mayor and  
18 Council thereof ("City Council");

19 **WHEREAS**, sound governmental operations require a budget in order to plan  
20 the financing of services for City residents;  
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22 **WHEREAS**, O.C.G.A. § 36-81-1 requires a balanced budget for the City's  
23 fiscal year, which runs from October 1<sup>st</sup> to September 30<sup>th</sup> of each year;  
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25 **WHEREAS**, O.C.G.A. § 36-81-3 authorizes a local government to amend "its  
26 budget so as to adapt to changing governmental needs during the budget period."  
27

28 **WHEREAS**, Section 6.27 of the City Charter provides that "the City Council by  
29 majority vote may make changes in the appropriations contained in the current  
30 operating budget at any regular meeting or special or emergency meeting called for  
31 such purposes;"  
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33 **WHEREAS**, the City Council has reviewed the amended budget as presented  
34 by the City Manager;  
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36 **WHEREAS**, each of these funds is a balanced budget, so that anticipated  
37 revenues and other financial resources for each fund equal the proposed  
38 expenditures or expenses;  
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40 **WHEREAS**, the City Council wishes by this Resolution to amend its final  
41 Fiscal Year 2019 annual budget (said amendment referred to herein as "Amended  
42 Final Fiscal Year 2019 Budget"), effective from October 1, 2018 through September  
43 30, 2019; and  
44

45 **WHEREAS**, this Ordinance will benefit the health and general welfare of the  
46 City, its citizens and general public.

**NOW THEREFORE, THE COUNCIL OF THE CITY OF SOUTH FULTON  
HEREBY ORDAINS** as follows:

**Section 1. Amendment of Budget.** The Amended Final Fiscal Year 2019 Budget, attached hereto and incorporated herein as a part of this Resolution, is hereby adopted as the final budget for the City for the Fiscal Year 2019, which began October 1, 2018 and ends September 30, 2019. A summary is copied below of the current Fiscal Year 2019 budget ("2019 Adopted") as compared to the Amended Final Fiscal Year 2019 Budget adopted herein:

**Revenues**

<b>Fund</b>	<b>2019 Adopted</b>	<b>Amended 10/2018</b>	<b>2019 Proposed Amended</b>
General Fund	\$71,174,436	\$71,174,436	66,105,000
Older American Fund	\$0	\$0	
E- 911 Fund	\$0	\$0	
Restricted Grant Fund	\$496,620	\$496,620	496,620
Hotel/Motel Fund	\$180,000	\$180,000	180,000
TSPLOST	\$17,592,330	\$17,592,330	17,592,330
Capital Project	\$0	\$0	
Solid Waste Fund	\$9,000,000	\$9,000,000	150,000
Debt Service	\$0	\$0	10,000,000
<b>Total Revenues</b>	<b>\$98,443,386</b>	<b>\$98,443,386</b>	<b>94,523,950</b>
<b>Expenditures</b>			
General Fund	\$52,745,437	\$54,325,437	\$54,500,437
Older American Fund	\$10,000	\$10,000	10,000
E- 911 Fund	\$1,700,000	\$1,700,000	\$1,920,000
Restricted Grant Fund	\$496,620	\$496,620	496,620
Hotel/Motel Fund	\$0	\$0	(108,000.00)
TSPLOST	\$17,592,330	\$17,592,330	\$17,592,330
Capital Project	\$3,691,508	\$2,111,508	6,521,508
Solid Waste Fund	\$9,000,000	\$9,000,000	150,000
Debt Service	\$12,336,000	\$12,336,000	12,296,000
<b>Total Expenses</b>	<b>\$97,571,895</b>	<b>\$97,571,895</b>	<b>93,378,895</b>
<b>Net Surplus/Deficit</b>	<b>\$871,491</b>	<b>\$871,491</b>	<b>1,145,055.00</b>

- Appropriation.** That the several items of revenues, expenditures, other financial resources, and sources of cash shown in the budget for each fund in

the amounts shown within the Amended Final Fiscal Year 2019 Budget are hereby adopted, and that the several amounts shown in the budget for each fund as proposed expenditures or expenses and uses of cash are hereby appropriated to the departments named in each fund.

2. **Legal Level of Control.** That the "legal level of control" as defined in O.C.G.A. § 36-81-2 is set at the department level, meaning that the City Manager in his/her capacity is authorized to move appropriations from one line item to another within a department, but under no circumstances may expenditures or expenses exceed the amount appropriated for a department without a further budget amendment approved by the City Council.

3. **Expiration of Appropriations.** That all appropriations shall lapse at the end of the fiscal year.

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**Section 2.** It is hereby declared to be the intention of the City Council that: (a) All sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the City Council to be fully valid, enforceable and constitutional.

(b) To the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance.

**Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly repealed.

**Section 4.** The City Attorney, City Clerk and contracted City Codifier are authorized to make non-substantive formatting and renumbering edits to this ordinance for proofing, codification, and supplementation purposes. The final version of all ordinances shall be filed with the clerk.

**Section 5.** The effective date of this Ordinance shall be on the date as set forth under Sec. 3.21 of the City Charter unless provided otherwise by applicable local, state and/or federal law.

103 THIS ORDINANCE adopted this 13<sup>th</sup> day of May 2019.

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105 CITY OF SOUTH FULTON, GEORGIA

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108 FIRST READING April 23, 2019 SECOND READING May 14, 2019


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113 WILLIAM "BILL" EDWARDS, MAYOR

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118 ATTEST:

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120 \_\_\_\_\_  
121 S. DIANE WHITE, CITY CLERK



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129 APPROVED AS TO FORM:

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131 \_\_\_\_\_  
132 EMILIA C. WALKER, CITY ATTORNEY

148 The foregoing **ORDINANCE No. 2019-016** was adopted on May 13, 2019 was  
149 moved for approval by Councilmember Baker and seconded by  
150 Councilmember Willis, and being put to a vote, the result was as follows:

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AYE

NAY

William "Bill" Edwards, Mayor

Mark Baker, Mayor Pro Tem

Catherine Foster Rowell

Carmalitha Lizandra Gumbs

Helen Zenobia Willis

Gertrude Naeema Gilyard

Rosie Jackson

khalid kamau

          x          

          x          

          x          

          x          

          x          

          x          

          x

Second:

[Motion Failed for Lack of Second]

Yea: 0

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Second Reading of item 23, Amendment to Ethics Ordinance.**

**The motion failed for a lack of a second.**

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**24. Council's Second Reading and Adoption of Traffic Calming Ordinance (Gumbs)**

Motion (Approve): Councilmember Gumbs

Second: Councilmember Rowell

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, Jackson, khalid , Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Second Reading of item 24, Adoption of Traffic Calming Ordinance.**

**The motion was approved unanimously.**

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**25. Council's Second Reading and Adoption of FY19 Mid-Year Budget Amendment (Finance)**

Motion (Approve): Mayor Pro Tem Baker

Second: Councilmember Willis

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, Jackson, khalid , Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Second Reading of item 25, Adoption of FY19 Mid-Year Budget Amendment.**